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Dated: September 9, 2004 Signature: SSS
(Scott S. Servilla)

Docket No.: SPINE 3.0-421
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Pham et al.

Application No.: 10/808,817

Group Art Unit: 3738

Filed: March 25, 2004

Examiner: Not Yet Assigned

For: APPARATUS AND METHOD FOR CUTTING
SPINAL IMPLANTS

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

It is respectfully requested that the references listed on the enclosed form be made of record and considered with respect to the above-referenced U.S. patent application. A copy of each foreign reference is enclosed. Submission of the present Information Disclosure Statement should not be taken as an admission that the cited references are legally available prior art or that the same are pertinent or material.

In the event that any fee is due in connection with the present Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 12-1095.

Dated: September 9, 2004

Respectfully submitted,

By SSS
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CERTIFICATION PURSUANT TO 37 C.F.R. § 1.97(E)(1)

Dear Sir:

Pursuant to 37 C.F.R. § 1.97(e) (1), undersigned counsel hereby certifies that each item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application to the above-referenced patent application not more than three months prior to the filing of said statement.

Dated: September 9, 2004

Respectfully submitted,

By Scott S. Servilla

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Registration No.: 40,806

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Substitute for form 1449A/B/PTO				Complete if Known	
				Application Number	10/808,817
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Filing Date	March 25, 2004
				First Named Inventor	Tan-Loc Pham
				Art Unit	3738
				Examiner Name	Not Yet Assigned
				Attorney Docket Number	SPINE 3.0-421
Sheet	1	of	1		

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA	US-6,344,057-B1	02-05-2002	Rabbe et al.	
	AB	US-5,702,449-A1	12-30-1997	Mckay, William F.	
	AC	US-6,442,814-B1	09-03-2002	Wagner et al.	
	AD	US-6,096,081-A1	08-01-2000	Grivas et al.	
	AE	US-3,748,934-A1	07-31-1973	Lezberg, M.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	BA	EP-0 129 531-A	12-27-1984	Stewal, Sa Nv		
	BB	DE-173 215-C	07-12-1906	Luckau, B.		
	BC	JP-60-120042-A	06-27-1985	Uchiyama, Kogyo Kk		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ** CITE NO.: Those patent(s) or publication(s) which are marked with an double asterisk (**) next to the Cite No. are not supplied because they were previously cited by or submitted to the Office in a prior application relied upon in this application for an earlier filing date under 35 U.S.C. 120. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²

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